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**FAX TRANSMISSION****DATE:** November 7, 2006**PTO IDENTIFIER:** Application Number 09/935,487-Conf. #1401

Patent Number

**Inventor:** Robert Rioux et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** EDWARDS ANGELL PALMER & DODGE LLP

Lisa Swiszez Hazzard

**PHONE:** (617) 439-4444**Attorney Dkt. #:** 62894(71589)**PAGES (Including Cover Sheet):** 11**CONTENTS:** Amendment Transmittal (1 page);  
Response to Office Action (8 pages);  
Certificate of Transmission (1 page).

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**EDWARDS ANGELL PALMER & DODGE LLP**  
P.O. Box 55874, Boston, Massachusetts 02205  
Telephone: (617) 439-4444 Facsimile: (617) 439-4170

PTO/SO/97 (09-04)

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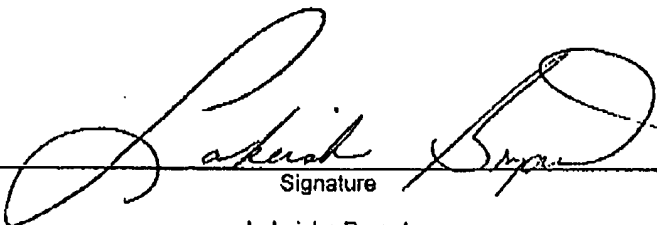
Application No. (if known): 09/935,487

Attorney Docket No.: 62894(71589)

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Amendment Transmittal (1 page);  
Response to Office Action (8 pages).

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<b>AMENDMENT TRANSMITTAL LETTER</b>				Docket No. 62894 (71589)	
Application No. 09/035,487-Conf. #1401	Filing Date August 23, 2001	Examiner B. E. Pellegrino	Art Unit 3738		
Applicant(s): Robert Rioux et al.					
Invention: MAINTAINING AN OPEN PASSAGEWAY THROUGH A BODY LUMEN					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	7	- 20 =	0	x 50.00	0.00
Independent Claims	1	- 3 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <span style="margin-left: 100px;"><input type="checkbox"/> Small Entity</span>					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>04-1105</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
Lisa Swiszc Hazzard Attorney/Agent Reg. No. 44,368					Dated: <u>November 7, 2006</u>
EDWARDS ANGELL PALMER & DODGE LLP P.O. Box 55874 Boston, Massachusetts 02205 (617) 439-4444					

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Docket No. 62894 (71589)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	Rioux et al.	Confirmation No.:	1401
U.S.S.N.:	09/935,487	Art Unit:	3738
FILED:	August 23, 2001	Examiner:	B. Pellegrino
FOR:	MAINTAINING AN OPEN PASSAGEWAY THROUGH A BODY LUMEN		

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

This is a response to the Office action mailed August 10, 2006.

If for any reason a fee is required, a fee paid is inadequate, or credit is owed for any excess fee paid, you are hereby authorized and requested to charge Deposit Account No. 04-1105. If any extension-of-time is required, please consider this a petition for the extension period needed to have this paper entered and considered.

Listing of Claims begins on page 2 of this paper.

Remarks begin on page 4 of this paper.

A Conclusion begins on page 8.